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### NOTES OF CASES.

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**Carriers of Goods—Act of God—Delay in Shipment.**—Failure of a railroad company for eleven days to forward property delivered to it for transportation is held, in *Alabama G. S. R. Co. v. Quarles & Couturie* (Ala.) 5 L. R. A. (N. S.) 867, to prevent its escaping liability in case the property is destroyed by act of God, which would not have resulted had the property been forwarded promptly. A carrier whose negligent delay in transporting goods committed to him for that purpose subjects them to destruction by act of God is held, in *Green-Wheeler Shoe Co. v. Chicago, R. I. & P. R. Co.* (Iowa) 5 L. R. A. (N. S.) 882, not to be able to escape liability on the theory that such result could not have been anticipated.

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**Police Power—Food—Butter.**—A statute requiring the marketing of small packages of butter intended for sale with their weight in figures not less than a quarter of an inch high is held, in *Ex parte Dietrich* (Cal.) 5 L. R. A. (N. S.) 873, to be an unconstitutional interference with liberty and property rights, and not a legitimate exercise of the police power.

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**Constitutional Law—Financial Standing of Bank Officers.**—Requiring the responsibility and net worth of the individual members of a private banking concern to be equal to an amount at least double the amount of the capital paid into the bank is held, in *State v. Richcreek* (Ind.) 5 L. R. A. (N. S.) 874, not to violate the constitutional provisions against taking property without compensation or due process of law, conferring special privileges or immunities, or abridging the privileges and immunities of citizens.

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**Impairment of Obligation of Contracts—Corporate Stock.**—Contract obligations are held, in *Offield v. New York, N. H. & H. R. Co., Advance Sheets*, U. S. (1906) 73, not to be impaired by proceedings taken under a statute by the lessee and the owner of three-fourths of the stock of a railroad, to condemn the outstanding shares owned by a person who refused to agree on the terms of purchase.

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**Contracts—Termination—Death.**—A contract that one party is to be the managing agent of a drug store owned by another, which may be terminated at any time by either party, in which it is agreed that, instead of a salary, the agent's compensation shall depend upon the extent and success of the business, is held, in *Campbell v. Faxon* (Kan.) 5 L. R. A. (N. S.) 1002, to create a personal relation, which is dissolved by the death of one of the parties, and which is without binding effect upon the administrator of his estate.